

EXHIBIT

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1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

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HOWARD HENRY,

Plaintiff,

-against-

05 CV 8106

WYETH PHARMACEUTICALS, INC., WALTER
WARDROP, ANDREW SCHASCHL, and
MICHAEL McDERMOTT,

Defendants.
-----X

June 12, 2006

10:10 a.m.

Videotaped deposition of HOWARD A.
HENRY, pursuant to notice, at the offices
of Orrick, Herrington & Sutcliffe LLP,
666 Fifth Avenue, New York, New York,
before Gail F. Schorr, a Certified
Shorthand Reporter, Certified Realtime
Reporter and Notary Public within and for
the State of New York.



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1 HOWARD A. HENRY

16:57:02 2 this document it says "To date, Wyeth
16:57:05 3 still has received no medical
16:57:06 4 documentation from you. In response to
16:57:08 5 Ms. Culler's January 10th, 2006 letter.
16:57:12 6 Therefore, consistent with the standard
16:57:14 7 Wyeth practices your employment with
16:57:16 8 Wyeth is terminated effective Monday,
16:57:19 9 February 6th, 2006." At this date you
16:57:23 10 still hadn't submitted any medical
16:57:25 11 documentation to Wyeth?

16:57:27 12 A. Not at this -- not at this
16:57:29 13 point.

16:57:32 14 Q. Is there any reason why you
16:57:33 15 didn't submit medical documentation to
16:57:36 16 Wyeth?

16:57:37 17 A. Based on the treatment I
16:57:42 18 received when I was at Wyeth and based
16:57:45 19 on how I was received at Wyeth, at that
16:57:49 20 point I didn't feel it would -- it
16:57:51 21 would be conducive for me to return.

16:57:54 22 Q. Were you capable of
16:57:56 23 returning at that point?

16:58:00 24 A. To perform the same
16:58:02 25 functions, to feel the same way I was

1 HOWARD A. HENRY

16:58:05 2 feeling and to receive the same, to
16:58:08 3 feel the same conditions I was going
16:58:10 4 through, I could honestly say no.

16:58:12 5 Q. Now you described some
16:58:18 6 symptoms earlier that you were feeling.
16:58:26 7 Did these symptoms persist between
16:58:29 8 August 2005 and February 2006?

16:58:33 9 A. Some of them started to
16:58:36 10 wane. It took time for some of them to
16:58:40 11 wane, but, you know, the anxiety comes
16:58:44 12 and goes as I continue to fight this
16:58:46 13 fight. It comes and goes, so.

16:58:51 14 Q. Did you continue to receive
16:59:01 15 treatment from Dr. Hickman or Henson?

16:59:08 16 A. Yes.

16:59:08 17 Q. And what kind of treatment
16:59:10 18 did you receive?

16:59:11 19 A. Counseling, Hickman, medical
16:59:18 20 examinations and just checkups from
16:59:22 21 Henson.

16:59:22 22 Q. Did you take any medication?

16:59:24 23 A. I was asked if I wanted to
16:59:27 24 try some medication but I didn't want
16:59:29 25 any. I was prescribed Effexor and --